

12-06-01

ATTORNEY DOCKET NO.:
017575.0698 (TAMUS 1750)

PATENT APPLICATION

A

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TRANSMITTAL FOR U.S. PATENT APPLICATION
UNDER 37 CFR §1.53(b)

Box Patent Application
ASSISTANT COMMISSIONER
OF PATENTS
Washington, D.C. 20231

Attorney Docket No.: 017575.0698

Sir:

Transmitted herewith for filing is the original patent application of:

Inventor: Robert W. Boyd, et al.

For: **DETECTING INFRARED RADIATION**

Pursuant to 37 C.F.R. § 1.213(a), Applicants respectfully request that the above-identified patent application not be published under 35 U.S.C. § 122(b). Applicants hereby certify that the invention disclosed in the above-identified application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

Enclosed are:

- (1) 26 pages of Specification, Claims and Abstract;
- (2) 6 pages of an executed Declaration;
- (3) 1 page of an executed Power of Attorney;
- (4) 2 pages of Formal Drawings;
- (5) 1 page of an executed Verified Statement Claiming Small Entity Status under 37 C.F.R. §§ 1.9(f) and 1.27(c)—Small Business Concern;
- (6) 1 page of a Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i) Form;
- (7) 1 page of an Information Disclosure Statement with PTO-1449 Form (1 page with 7 attached references);
- (8) 1 page of a Certificate of Mailing by Express Mail No.: EL 759110314 US; and
- (9) 2 pages of this Transmittal Form with attached patent application filing fee in the amount of \$640.00.

| FEE CALCULATION | | | | | FEE |
|--------------------|--------|----|--------------|----------|-----------|
| | Number | | Number Extra | Rate | Basic Fee |
| Total Claims | 36 | 20 | 16 | X \$ 9 = | \$ 144.00 |
| Independent Claims | 6 | 3 | 3 | X \$42 = | \$ 126.00 |
| TOTAL FILING FEE = | | | | | \$ 640.00 |

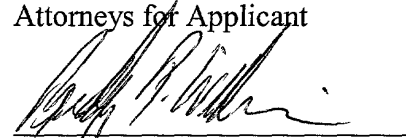
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PATENT APPLICATION

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Enclosed is a check in the amount of \$640.00 for the filing fee. Please charge any additional fees or credit any overpayment to Deposit Account No. 02-0384 of Baker Botts L.L.P. **A duplicate copy of this sheet is enclosed.**

BAKER BOTTS L.L.P.
Attorneys for Applicant


Bradley P. Williams
Registration No. 40,227

Date: October 31, 2001

CORRESPONDENCE ADDRESS:

X Customer Number of Bar Code Label



05073

PATENT TRADEMARK OFFICE

ATTORNEY DOCKET NO.:
017575.0698 (TAMUS 1750)

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE


In re Application of: Robert W. Boyd, et al.
Date Filed: October 31, 2001
Title: DETECTING INFRARED RADIATION

Box Patent Application
Honorable Commissioner of
Patents
Washington, D.C. 20231

Dear Sir:

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the attached Patent Application (26 pages), Formal Drawings (2 pages), Nonpublication Request (1 page), an executed Declaration (6 pages), an executed Power of Attorney (1 page), Verified Statement Claiming Small Entity Status (1 page), Fee Transmittal Sheet (2 pages), a check in the amount of \$640.00, Information Disclosure Statement (1 page), Form PTO-1449 (1 page with 7 references attached) a Baker Botts L.L.P. return postcard (1 card) and this Certificate of Mailing are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on this 31st day of October, 2001 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.


Willie Jiles

Express Mail Receipt
EL759110985US
Attorney Docket No.:
017575.0698

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

| | | |
|---|----------------------|------------------------------|
| NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i) | First Named Inventor | Robert W. Boyd, et al. |
| | Title | DETECTING INFRARED RADIATION |
| | Atty Docket Number | 017575.0698 |

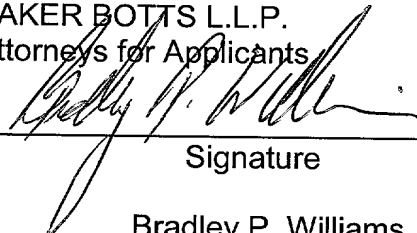
I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

10/3/01
Date

BAKER BOTTS L.L.P.

Attorneys for Applicants


Signature

Bradley P. Williams
Typed or printed name
Reg No. 40,227

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.